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7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**
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10 JAMES DUFFY,

11 Plaintiff,

12 v.

13 BERNARD A. DUFFY, *et al.*,

14 Defendants.
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Case No. 2:09-CV-01200-KJD-PAL

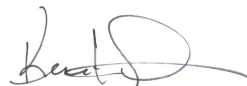
ORDER

16 Presently before the Court is the Report of Findings and Recommendation (#5) of Magistrate
17 Judge Peggy A. Leen recommending that Plaintiff's complaint be dismissed for failure to comply
18 with the Court's prior Order (#2) and failure to assert a federally cognizable claim. Though the time
19 for doing so has passed, no objections to the magistrate judge's order have been filed. The Court
20 has conducted a *de novo* review of the record in this case in accordance with 28 U.S.C. §
21 636(b)(1) and LR IB 3-2. The Court finds that the Report of Findings and Recommendation
22 (#5) of the United States Magistrate Judge entered September 22, 2009, should be adopted
23 and affirmed.

24 IT IS THEREFORE ORDERED that the Report of Findings and Recommendation (#5)
25 of the United States Magistrate Judge entered September 22, 2009, is **ADOPTED** and
26 **AFFIRMED**;

1 IT IS FURTHER ORDERED that Plaintiff's complaint is **DISMISSED with prejudice for**
2 **failure to comply with the Court's prior Order (#2) and failure to assert a federally cognizable**
3 **claim.**

4 DATED this 16th day of October 2009.

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8 Kent J. Dawson
9 United States District Judge
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